

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JEREMIAH BRANDERHORST,

Plaintiff,

v.

JOHN LOVICK,

Defendant.


Case No. C12-1350-MJP-JPD

REPORT AND RECOMMENDATION

On August 9, 2012, plaintiff Jeremiah Branderhorst submitted to this Court for filing a proposed civil rights complaint together with an application to proceed *in forma pauperis*. (See Dkt. No. 1.) The following day, August 10, 2012, the Clerk sent plaintiff a letter advising him of the case number and the judge assignment for this action. (Dkt. No. 3.) On August 16, 2012, the Clerk's letter, which was mailed to plaintiff at his address of record, the Snohomish County Jail, was returned by the post office with a notation indicating that plaintiff was no longer in custody. (Dkt. No. 4.) To date, plaintiff has not provided the Court with a new address.

01 Because over sixty days have passed since mail directed to plaintiff at his address of  
02 record was returned by the post office, and because plaintiff has not notified the court of his  
03 current address, this action should be dismissed, without prejudice, for failure to prosecute  
04 pursuant to Local Rule CR 41(b)(2). A proposed order accompanies this Report and  
05 Recommendation.

06 DATED this 30th day of October, 2012.

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08 JAMES P. DONOHUE  
09 United States Magistrate Judge  
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